



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, DC

Issued by the Department of Transportation on November 27, 1998

NOTICE OF ACTION TAKEN -- DOCKET OST-98-4737

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Application of Atlas Air, Inc. filed 11/10/98 for:

XX Exemption for two years under 49 U.S.C. 40109 to provide the following service:

Scheduled foreign air transportation of property and mail between a point or points in the United States and a point or points in the Netherlands.

Applicant rep: William C. Evans (202) 371-6030 DOT Analyst: Sylvia Moore (202) 366-6519

DISPOSITION

XX **Granted** (see below)

The above action was effective when taken: November 27, 1998, through November 27, 2000

Action taken by: Paul L. Gretch, Director
Office of International Aviation

XX **The authority granted is consistent with the aviation agreement between the United States and the Netherlands.**

Except to the extent exempted or waived, this authority is subject to the terms, conditions, and limitations indicated:
XX **Holder's certificate of public convenience and necessity**
XX **Standard Exemption Conditions (attached)**

(See Reverse Side)

On the basis of data officially noticeable under Rule 24(n) of the Department's regulations, we found the applicant qualified to provide the services authorized.

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) immediate action was required and was consistent with Department policy; and (2) grant of the exemption was consistent with the public interest. With regard to fuel, we further found that Atlas has forecast that the proposed operations would result in a net annual increase in aircraft fuel consumption of approximately 11.4 million gallons, and that, thus, approval would constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. However, we found that the service to be provided under this authority and the resulting public benefits outweigh any adverse effects that may be caused by the increased fuel consumption.

To the extent not granted, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this document is available on the World Wide Web at:
<http://dms.dot.gov/general/orders/aviation>*